

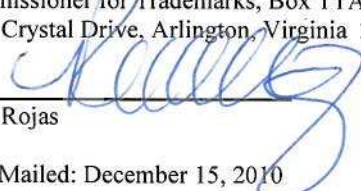
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Filing date: **12/15/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91189169
Party	Plaintiff Natural Couture, Inc.
Correspondence Address	Thomas J. Speiss, III Lewis Brisbois Bisgaard & Smith LLP 221 N. Figueroa Street Suite 1200 Los Angeles, CA 90012 UNITED STATES tspeiss@lbbslaw.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Thomas J. Speiss, III
Filer's e-mail	TJSTrademark@lbbslaw.com, JVVWTrademark@lbbslaw.com
Signature	/Thomas J. Speiss, III/
Date	12/15/2010
Attachments	Stipulated Motion for Suspension.pdf (4 pages)(500448 bytes)

I hereby certify that this correspondence is being deposited with the United States Postal Service as "First Class Mail" on the date indicated below and in an envelope addressed to: Commissioner for Trademarks, Box TTAB 2900 Crystal Drive, Arlington, Virginia 22202-3514

By: 
Rosa Rojas

Date Mailed: December 15, 2010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Natural Couture, Inc.)	Opposition No. 91189169
)	
)	
Opposer,)	
)	
vs.)	
)	Our File No. 83201.101
)	
Xtreme Couture, Inc.)	
)	
Applicant.)	
_____)	

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

STIPULATED MOTION FOR SUSPENSION OF PROCEEDINGS AND EXTENSION OF
TIME FOR DISCOVERY AND TESTIMONY PERIODS

Opposer Natural Couture, Inc., and Applicant Xtreme Couture, Inc., hereby move that the Board not dismiss these proceedings pursuant to the Board's Order with the mailing date of November 15, 2010 (a copy of which is attached) and that these proceedings be suspended for

two (2) additional months during the parties settlement discussion and that the discovery and testimony periods be extended and reset as set forth below:

Deadline for Discovery Conference	February 13, 2011
Discovery Opens	February 13, 2011
Initial Disclosures Due	March 15, 2011
Expert Disclosures Due	July 13, 2011
Discovery Closes	August 12, 2011
Plaintiff's Pretrial Disclosures Due	September 26, 2011
Plaintiff's 30-day Trial Period Ends	October 26, 2011
Defendant's Pretrial Disclosures Due	November 10, 2011
Defendant's 30-day Trial Period Ends	December 15, 2011
Plaintiff's Rebuttal Disclosures	December 30, 2011
Plaintiff's 15-day Rebuttal Period Ends	January 20, 2012

The requested suspension and these extensions are requested to allow the parties to pursue discovery and to discuss ongoing settlement discussions and are not for the purpose of undue delay. The parties have been engaged in protracted settlement negotiations for many months involving a highly complex business dispute, only a small part of which involves the trademarks at issue in this proceeding. The parties were previously unable to proceed in connection with this opposition and the trademark issues raised herein based on the larger unresolved business issues involved in the dispute. However, the parties both agree and anticipate that they will be able to agree on a settlement of all claims in the near future. Accordingly, the parties hereby jointly request a brief sixty (60) day suspension of these proceedings and extension of the remaining dates herein in order to complete their complex settlement negotiations.

The attorneys for both parties have agreed to the extension dates as outlined above via a telephone conversation on December 15, 2010. Attorneys for Opposer have obtained the express consent file this Stipulated Motion from counsel for Applicant.

Respectfully submitted,

DATED: December 15, 2010



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Attorneys for Opposer

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen (18) years and not a party to the within action; my business address is: 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012-2601.

On December 15, 2010, I served the following described as: SUSPENSION OF PROCEEDINGS AND EXTENSION OF TIME FOR DISCOVERY AND TESTIMONY PERIODS on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Edward Jaffe
JAFJE, ROSS & LIGHT LLP
880 Third Avenue
New York, NY 10022

Michael H. Bassiri
General Counsel
Xtreme Couture, Inc.
2701 Signal Pkwy.
Signal Hill, CA 90755

☒ **(BY MAIL)** I am "readily familiar" with the firm's practice of collection and processing correspondence by mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ **(FEDERAL)** I declare that I am employed in the offices of a member of this court at whose direction the service was made.

XX

Executed on December 15, 2010 at Los Angeles, California.

Rosa Rojas
(Print Name)

/s/

(Signature)

